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Docket No. K21503USWO (C038435/0186530)

#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| For:        | MANUFACTURE OF ALPHA-<br>TOCOPHEROL | ) |           |                  |
|-------------|-------------------------------------|---|-----------|------------------|
| Filed:      | May 19, 2005                        | ) | Art Unit: | 1626             |
| Serial No.: | 10/535,603                          | ) | Examiner: | Not yet assigned |
| Werner BO   | NRATH et al.                        | ) |           |                  |
| In re Paten | t Application of:                   | ) |           |                  |

New York, New York October 26, 2005

#### REQUEST FOR A CORRECTED FILING RECEIPT

Office of Initial Patent Examination's Filing Receipt Corrections Commissioner For Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Please issue and send to us a corrected filing receipt. A marked-up copy of the filing receipt we received is attached as Exhibit 1. Also attached as Exhibit 2 is a copy of the Designation Of Registered Practitioners Pursuant To 37 CFR § 1.32(c)(3) that was submitted with the filing of the National Stage of the International Application on May 19, 2005. The errors in the filing receipt are as follows:

In the POWER OF ATTORNEY section, the names listed are incorrect. Therefore, please delete the list and insert the following:

> -- Stephen Haracz - 33397 Warren MacRae - 37876 -40402Kevin Hooper Stephen Brown - 43519 Charles Avigliano - 52578 - -.

#### Appropriate correction is respectfully requested.

I hereby certify that this correspondence Is being transmitted to the Commissioner for Patents, Office of Initial Patent Examination's Filing Receipt Corrections, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, via facsimile transmission at (703) 746-9195 on October 26, 2005.

Stephen J. Brown, Reg. No. 43,519

Respectfully submitted,

ру.

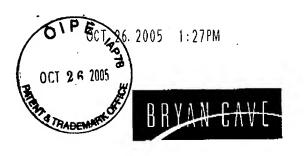
Registration No. 43,519

**BRYAN CAVE LLP** 

1290 Avenue of the Americas

New York, NY 10104 Phone: (212) 541-2000

Fax: (212) 541-4630



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Bryen Cave LLP
1290 Avenue of the Americas
New York, NY 10104-3300
Tel (212) 541-2000
Fax (212) 541-4630
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|   |  | •                                 |                        |                                  |          |  |  |
|---|--|-----------------------------------|------------------------|----------------------------------|----------|--|--|
| Date:<br>From;  | October 26, 2005<br>Stephen J. Brown<br>Reg. No. 43,519  |                                   | Phone Number:          | (212) 5                          | 41-1242  |  |  |
| To:   | OFFICE OF INITIAL PA   |                                   | Fax Number:            | (703) 7                          | 46-9195  |  |  |
|   | U.S. PATENT AND TRA  | ADEMARK OFFICE                    | Phone Number:          | (703) 3                          | 08-3610  |  |  |
| Matter<br>Message   | 0186530  | Number                            | r of Pages Including   | g Cover:                         | 10       |  |  |
| Re: U.S. Patent Application Serial No. 10/535,603 Filed: May 19, 2005 For: MANUFACTURE OF ALPHA-TOCOPHEROL Atty, Docket No.: K21503USWO (C038435/0186530) Enclosed: |  |                                   |                        |                                  |          |  |  |
| Request For A Corrected Filing Receipt with facsimile certificate of mailing and Exhibits 1 and 2 (9 pp)  |  |                                   |                        |                                  |          |  |  |
| TO SEN  | DER:   |                                   |                        |                                  |          |  |  |
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|   | Ye am ballon upo to  |                                   | •                      |                                  |          |  |  |

### **EXHIBIT 1**

Page 1 of 3

Bryan Cave LLP

1290 Avenue of Americas

New York, NY 10104

26. 2005

United States Patent and Trademark Office

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|------------|---------------------------|----------|---------------|---------------------------|----------|----------|----------|--|
| APPL NO.   | FILING OR 371<br>(c) DATE | ART UNIT | FIL FEE REC'D | ATTY.DOCKET NO            | DRAWINGS | TOT CLMS | IND CLMS |  |
| 10/535,603 | 05/19/2005                | 1626     | 950           | K21503USWO (C038435/01865 |          | 21       |          |  |

CONFIRMATION NO. 7636

FILING RECEIPT

\*OC000000016966780\*

Date Mailed: 10/05/2005

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filling Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filling Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filling Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filling Receipt incorporating the requested corrections (if appropriate).

#### Applicant(s)

Werner Bonrath, Freiburg, GERMANY; Alois Haas, Kleinmachnow, GERMANY; Simone Hoppmann, Lelpzig, GERMANY; Thomas Netscher, Bad Krozingen, GERMANY; Horst Pauling, Aesch, GERMANY;

#### Assignment For Published Patent Application

DSM IP Assets B.V., 6411 TE Heerlen, NETHERLANDS

Power of Attorney:

Mourice Stiefel--18479 Stephen Gilbert-27893 Stephen Haracz-33397 Warren MacRae-37876 N Wilson 38661 Kevin Hooper - 40402

Daniel Grewo 39644 Charles Weigell 43398 Stephen Brown-43519 Gonzalo Merine 54492 Stephen Ayocek II-52579

Charles Avigliano-52578

#### Domestic Priority data as claimed by applicant

This application is a 371 of PCT/EP03/10837 09/30/2003

#### Foreign Applications

EUROPEAN PATENT OFFICE (EPO) 02025990.9 11/21/2002

Projected Publication Date: To Be Determined - pending completion of Security Review

Non-Publication Request: No

(CHI BAT

Early Publication Request: No

Title

Manufacture of alpha-tocopherol

Preliminary Class

549

#### PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

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Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filling foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

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### **EXHIBIT 2**

OFF COLUMN W STRADER POR DOCK

Express Mail No. ER 930263685 US

Docket No. K21503USWO (C038435/0186530)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE ACTING AS DESIGNATED/ELECTED OFFICE (DO/EO/US) UNDER THE PATENT COOPERATION TREATY CONCERNING A FILING UNDER 35 U.S.C. §371

|                              |                      |   |           | New York, NY                            |
|------------------------------|----------------------|---|-----------|---|
| For: MANUFACTURE OF          | σ-TOCOPHEROL         | ) |           |   |
| Filed:                       | Herewith             | ) |           | 3 · · · · · · · · · · · · · · · · · · · |
| International Filing Date:   | 30 September 2003    | ) | Art Unit: | Not yet assigned                        |
|                              |                      | ) | Examine   | r: Not yet assigned                     |
| Based on Int'l Application N | lo · PCT/EDDOOR/AAAA | , |           |   |
| Werner BONRATH et al.        |                      |   | •         |   |
| In re Application of:        |                      |   |           |   |

New York, NY May 19, 2005

## DESIGNATION OF REGISTERED PRACTITIONERS PURSUANT TO 37 CFR § 1.32(c)(3)

Mail Stop PCT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

The Combined Declaration For Patent And Power of Attorney, filed concurrently herewith, names more than ten patent practitioners. Pursuant to 37 CFR § 1.32(c)(3) "such power of attorney must be accompanied by a separate paper indicating which ten patent practitioners named in the power of attorney are to be recognized by the Office as being of record in application or patent to which the power of attorney is

directed." See also "Revision of Power of Attorney and Assignment Practice," 1283 OG 148, June 22, 2004.

Accordingly, this separate paper is being submitted concurrently with the COMBINED DECLARATION FOR PATENT AND POWER OF ATTORNEY to designate the following practitioners for recognition by the Office as of record in the above-captioned application.

| Name               | Reg. No. | _ |
|--------------------|----------|---|
| Haracz, Stephen M. | 33,397   | _ |
| MacRae, Warren K.  | 37,876   |   |
| Hooper, Kevin C.   | 40,402   |   |
| Brown, Stephen J.  | 43,519   | _ |
| Avigliano, Charles | 52,578   |   |

If any questions arise regarding this paper, please contact the undersigned attorney.

Respectfully submitted,

Stephen J. Brown

Registration No. 43,519

BRYAN CAVE LLP

1290 Avenue of the Americas

33<sup>rd</sup> Floor

New York, NY 10104

Phone: (212) 541-2000

Fax: (212) 541-4630

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